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Attorneys for Defendant
Norcal Waste Systems of San Jose, Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

E-FILED - 1/9/06

JAMES ALLEN SMITH,
JIMMY DALE YOUNG, and
THOMAS DON FORD,

Plaintiff,

vs.

NORCAL WASTE SYSTEMS OF SAN
JOSE, INC., SANITARY TRUCK
DRIVERS AND HELPERS UNION,
LOCAL 350, and DOES 1 through 50,

Defendant.

Case No. C 05 03706 RMW

STIPULATION TO CONTINUE CASE
MANAGEMENT CONFERENCE

AND ORDER

CtRm: 6, 4th Flr.
Judge: Hon. Ronald W. Whyte

The parties have a Case Management Conference scheduled before this Court on January 20, 2006 at 10:30 a.m. Defendants' Motions to Dismiss Plaintiffs' First Amended Complaint are scheduled for hearing on February 24, 2006. Because Defendants' motions are potentially dispositive, the parties believe it would be most efficient if the Case Management Conference would be continued to March 24, 2006 at 10:30 a.m.

Accordingly, Plaintiffs James Smith, et al. and Defendants Norcal Waste Systems of San Jose, Inc. and Sanitary Truck Drivers and Helpers Union, Local 350 stipulate to continue the Case

STIP AND ORDER RE: CMC
CASE NO. C 05 03706 RMW

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1 Management Conference in this matter until March 24, 2006 at 10:30 a.m. and respectfully
2 request this Court to sign the attached Order.
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5 Dated: December 22, 2005
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By: Lyle W. Johnson
Lyle W. Johnson, Esq.
Attorney for Plaintiffs James Smith, et al.

8 CURIALE DELLAVERSON HIRSCHFELD
9 & KRAEMER, LLP

10 Dated: Jan 5, 2006
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12

By: Zach P. Hutton
Zach P. Hutton, Esq.
Attorneys for Defendant
Norcal Waste Systems of San Jose, Inc.

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14 BEESON TAYER & BODINE

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16 Dated: Jan. 5, 2006
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18

By: Lisa W. Pau
Lisa W. Pau, Esq.
Attorneys for Defendant
Sanitary Truck Drivers and Helpers Union,
Local 350

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Defendant.

Case No. C 05 03706 RMW

**ORDER CONTINUING CASE
MANAGEMENT CONFERENCE**

CtRm: 6, 4th Flr.
Judge: Hon. Ronald W. Whyte

In accordance the stipulation of Plaintiffs James Smith, et al. and Defendants Norcal Waste Systems of San Jose, Inc. and Sanitary Truck Drivers and Helpers Union, Local 350, the Case Management Conference set for January 20, 2006 at 10:30 a.m. will be continued to March 24, 2006 at 10:30 a.m.

IT IS SO ORDERED:

Dated: 1/9/06

/S/ RONALD M. WHYTE

United States District Judge
Ronald M. Whyte